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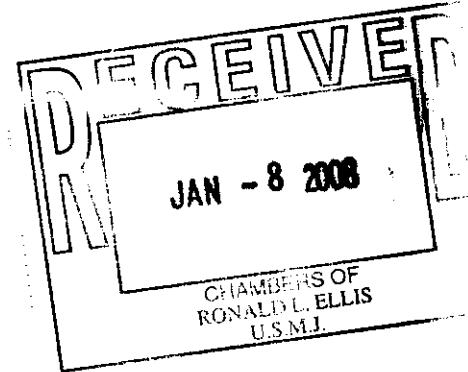
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January 7, 2008

**VIA HAND DELIVERY**

Honorable Ronald J. Ellis, U.S.M.J.
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York City, NY 10007-1312

Re: CNA Ins. Co., Ltd. v. Mercer Transportation Co., Inc.
 Civil Case No.: 07-cv-9919 (BSJ)(RJE)
 Our File No.: 2557.011

Dear Judge Ellis:

We serve as legal counsel to Defendant, Mercer Transportation Co., Inc. in regard to the above-captioned matter.

We electronically filed our timely request to extend time to answer or otherwise plead on January 2, 2008 and mailed the request to Your Honor's attention via first class mail. We were advised today by your courtroom clerk Debbie that Your Honor was not in receipt of our request. Pursuant to Debbie's instructions, we are hand delivering our letter requesting an extension of time to Answer or to otherwise plead to the Complaint. Our request to extend is still timely as the deadline to answer or to otherwise plead does not run until January 8, 2008. Counsel for Plaintiff has consented to our requested extension.

We thank the Court for its attention to this matter.

Respectfully submitted,

Nowell Amoroso Klein Bierman, P.A.

Thomas C. Martin

SO ORDERED
Ronald L. Ellis 1-9-08
MAGISTRATE JUDGE RONALD L. ELLIS

TCM/bb

Cc: John Eric Olson, Esq. (via facsimile)

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